IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 23RD FEBRUARY 2007 / 4TH PHALGUNA 1928

Bail Appl..No. 1056 of 2007

CRIME NO.7/2007 OF KARUVARAKUNDU POLICE STATION

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PETITIONER/ACCUSED

ABDUL JALEEL,AGED 25 YEARS,S/O.KHADER,
CHATTIPPARA HOUSE, IRINGATTIRI MALAPPURAM DISTRICT
(KARUVARAKUNDU POLICE STATION LIMITS)

BY ADV. SRI.T.K.SAIDALIKUTTY
SRI.P.A.MOHAMMED ASHROF
SRI.LAL K.JOSEPH
SRI.A.A.ZIYAD RAHMAN
SMT.SHEENA SAMUEL

RESPONDENTS: RESPONDENTS/COMPLAINANT

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1. THE STATE REPRESENTED BY THE PUBLIC
PROSECUTOR HIGH COURT OF KERALA ERNAKULAM.

2. THE CIRCLE INPSECTOR OF POLICE,
PANDIKKADU, MALAPPURAM DISTRICT.

3. THE SUB INSPECTOR OF POLICE,
KARUARAKUNDU POLICE STATION,MALAPPURAM DISTRICT.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1056/2007

Dated this 23rd day of February, 2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is the accused in Crime No.7/2007 of Karuvarakundu Police Station for offences punishable under Sections 376 and 506(i) IPC seeks his enlargement on bail.

2. Pursuant to the directions issued by this Court in Annexure-A1 order dated 30.1.2007 in B.A.No.445/2007, the petitioner surrendered before the Magistrate on 2.2.2007 and was remanded to judicial custody where he continues.

3. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

4. Since the investigation of the case as far as the petitioner is concerned, is virtually over and the potency test is also conducted, I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs. 15,000/- (Fifteen Thousand Rupees only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M-I, Manjeri and subject to the following conditions:

(a). The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

(c). The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

(d). The petitioner shall not commit any offence while on bail.

5. If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

The application is allowed as above.

V.RAMKUMAR,
JUDGE

mrcs